IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.395 OF 1988

M/s.Polymer Plastics. ...Plaintiffs
V/s.
M/s.A. Sakaria & Bros. ...Defendants

Mr.Mridula Bhatia i/b. S.N. Shah for Plaintiffs.
None for defendants.

CORAM : A.S. AGUIAR, J.
DATED : SEPTEMBER 29, 2004.

P.C. :-

1. Ms.Bhatia appears for plaintiffs. None for the defendants.

2. Issues have been framed on 19th July, 2004 on which date also, the defendants were absent. Plaintiffs by letter dated 23rd September, 2004 informed the defendants that the matter will be proceeded exparte on the next date i.e. today 29th September, 2004. The said letter is taken on record. Advocate for plaintiffs files plaintiffs affidavit of evidence in chief, affidavit of documents alongwith compilation of documents. Same are taken on record.

3. Suit is for recovery of a sum of Rs.1,65,261.61 ps. as per particulars of claim annexed at Exhibit-W, page 32 to the plaint as well as interest on Rs.1,35,916.30ps. at the rate of 6% from the date of the filing of the suit till payment.

4. Perused the plaint and written statement and the original documents. There shall be decree in terms of prayer clauses (a) and (b). No order as to costs. Suit to stand disposed of. Liberty to the plaintiffs to withdraw all the amounts deposited by the defendants together with interest.

. Certified copy expedited.

. **(A.S. AGUIAR, J.)**